

**Supplement to Amended Acknowledgment and  
Amended Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

Entry 2008005821  
Book 1095 Page 478-496 \$0.00  
12-JUN-08 11:42  
RANDY SIMMONS  
RECORDER, UINTAH COUNTY, UTAH  
GOVERNOR OF THE STATE OF UTAH  
STATE CAPITOL COMPLEX E220 PO BOX 14220  
Rec By: HEATHER HOLMES , DEPUTY

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

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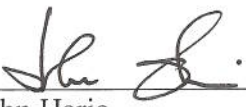
This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Miners Draw Road; County Road Number: 1630; State Geographic Information Database (SGID) Road Identification Number: RD241913.

This document supplements and supports the information contained in the document first recorded at **Ent 2006012513, Bk 1007, Beg Pg 198**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007** at **Ent 2007014400, Bk 1069, Beg Pg 193**. A legal description is attached hereto as Exhibit B.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 6<sup>th</sup> day of June, 2008.

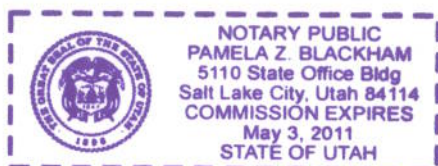
By the Governor's Designee

  
\_\_\_\_\_  
John Harja

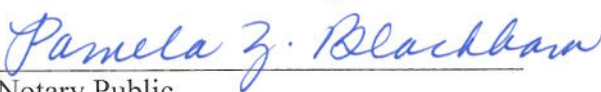
**CERTIFICATION**

State of Utah )  
: ss  
County of Salt Lake )

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.



Dated this 6<sup>th</sup> day of June, 2008.

  
\_\_\_\_\_  
Notary Public

## Exhibit A

**AFFIDAVIT OF GAIL W. GARDINER**

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**MINERS DRAW ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 1630**

State of Utah                     )  
  : ss  
County of Uintah                )

Gail W. Gardiner, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 79 years.
2. I have traveled and am familiar with a road in Uintah County known as the Miners Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in the 1990s, when I last observed it. Attached is a Uintah County map showing Miners Draw Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
3. I am informed that the County identifies this road according to the road number described above.
4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the 1990s. During this time period I have observed travel on the road by various means, including trucks and other vehicles. During this time period, the road has been used daily.
5. During the time period from the 1960s to the 1990s, I have used the road myself for the following uses: hunting and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph plus the following uses: livestock operations and traveling in and through the area.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance and construction activities on the road prior to 1976: I have personally observed the graded surface of the road.

Dated this 17 day of October, 2006.

Gail W. Gardiner  
Gail W. Gardiner

SUBSCRIBED AND SWORN TO before me this 17 day of October, 2006.



Melinda Rollins  
Notary Public



# UINTAH COUNTY

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**Miners Draw Road**  
**Road # 1630**  
**RD241913**



The Lane Road

Whiterocks  
Tridell

Vernal  
Naples

Lapoint

Ballard

Miners Draw Road

Ouray

Mountain Fuel Bridge

Bonanza


Watson

Rainbow

## Legend

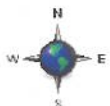
 Miners Draw Road

### Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



**MINERS DRAW ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 1630**

State of Utah                     )  
  : ss  
County of Uintah                )

J. Charles Brewer, being first duly sworn, deposes and states as follows:

1.       I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 64 years.

2.       I have traveled and am familiar with a road in Uintah County known as Miners Draw Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2006, when I last observed it. Attached is a Uintah County map showing Miners Draw Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.       I am informed that the County identifies this road according to the road number described above.

4.       I have observed that the road has been open to the public for all to use to come and go as they pleased since at least as early as the 1950s and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including trucks, jeeps and large 18 wheelers. During this time period, the road has been used daily.

5. During the time period from the early 1950s to 2006, I have used the road myself for the following uses: livestock operations, hunting, oil and gas exploration and development, recreation and wood gathering

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph plus the following uses: mining, prospecting for minerals, traveling in and through the area, recreation such as camping, picnicking, hiking and sight-seeing, other commerce and government access.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: graders and other equipment operated by Uintah County and other entities building and maintaining the road since the 1950s.

Dated this 16 day of October, 2006.

  
J. Charles Brewer

SUBSCRIBED AND SWORN TO before me this 16 day of October, 2006.

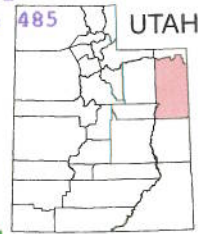


  
Notary Public



# UINTAH COUNTY

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**Miners Draw Road**  
**Road # 1630**  
**RD241913**

The Lane Road

Whiterocks  
Tridell

Vernal  
Naples

Lapoint

Ballard

Miners Draw Road

Ouray

Mountain Fuel Bridge

Bonanza

Watson

Rainbow

## Legend

 Miners Draw Road

### Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County





## Exhibit B

### Beginning & Ending Points and Township, Range, and Section References For:

**Popular Name:** Miners Draw Road

**County:** Uintah

**County Road Number:** 1630

**State Geographic Information Database (SGID) Road Identification Number:** RD241913.

**Total Road Length:** 8.12 miles more or less.

**Beginning at a point** on the road centerline located at 40 degrees 17 minutes 13.76 seconds North Latitude and -109 degrees 08 minutes 26.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,298,483.1 feet and Y = 7,282,003.0 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 40 degrees 21 minutes 22.81 seconds North Latitude and -109 degrees 03 minutes 04.43 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,322,765.5 feet and Y = 7,307,866.3 feet based on the US Survey Foot conversion.

This road may traverse:

Township 5 South Range 25 East, Section(s) 25,26,27,33,34, Salt Lake Base & Meridian  
Township 6 South Range 25 East, Section(s) 4,5,8,17,19,20, Salt Lake Base & Meridian